

## § 95.1

## 9 CFR Ch. I (1–1–97 Edition)

- 95.17 Glands, organs, ox gall, and like materials; requirements for unrestricted entry.
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- 95.24 Methods for disinfection of hides, skins, and other materials.
- 95.25 Transportation of restricted import products; placarding cars and marking billing; unloading enroute.
- 95.26 Railroad cars, trucks, boats, aircraft and other means of conveyance, equipment or containers, yards, and premises; cleaning and disinfection.
- 95.27 Regulations applicable to products from Territorial possessions.
- 95.28 Hay or straw and similar material from tick-infested areas.

AUTHORITY: 21 U.S.C. 111, 136, and 136a; 31 U.S.C. 9701; 7 CFR 2.22, 2.80, and 371.2(d).

SOURCE: 28 FR 5981, June 13, 1963, unless otherwise noted.

### §95.1 Definitions.

Whenever in the regulations in this part the following words, names, or terms are used they shall be construed, respectively, to mean:

*Administrator* means the Administrator, Animal and Plant Health Inspection Service, or any individual authorized to act for the Administrator.

*Animal and Plant Health Inspection Service* means the Animal and Plant Health Inspection Service of the United States Department of Agriculture.

*Animal byproducts* means hides, skins, hair, wool, glue stock, bones, hoofs, horns, bone meal, hoof meal, horn meal, blood meal, meat meal, tankage, glands, organs, or other parts or products of ruminants and swine unsuitable for human consumption.

*Approved chlorinating equipment* means equipment approved by Veterinary Services as efficient for the disinfection of effluents against the contagions of foot-and-mouth disease and rinderpest.

*Approved establishment* means an establishment approved by Veterinary Services for the receipt and handling of restricted import animal byproducts.

*Approved sewerage system* means a drainage system equipped and operated so as to carry and dispose of sewage without endangering livestock through the contamination of streams or fields and approved by the Veterinary Services.

*Approved warehouse* means a warehouse having facilities approved by Veterinary Services for the handling and storage, apart from other merchandise, of restricted import products.

*Blood meal* means dried blood of animals.

*Bone meal* means ground animal bones and hoof meal and horn meal.

*Department* means the United States Department of Agriculture.

*Deputy Administrator of Veterinary Services* means the Deputy Administrator of Veterinary Services.

*Glue stock* means fleshings, hide cuttings and parings, tendons, or other collagenous parts of animal carcasses.

*Hay and straw* means dried grasses, clovers, legumes, and similar materials or stalks or stems of various grains, such as barley, oats, rice, rye, and wheat.

*Inspector* means an inspector of Veterinary Services.

*Meat meal or tankage* means the rendered and dried carcasses or parts of the carcasses of animals.

*United States* means the several States, the District of Columbia, Guam, the Northern Mariana Islands, Puerto Rico, the Virgin Islands of the United States, and all other territories and possessions of the United States.

*Veterinary Services* means the Veterinary Services unit of the Animal and Plant Health Inspection Service, United States Department of Agriculture.

[28 FR 5981, June 13, 1963, as amended at 56 FR 19796, Apr. 30, 1991; 56 FR 63869, Dec. 6, 1991]

### §95.2 Country of origin.

No products or materials specified in the regulations in this part shall be imported unless there be shown upon the commercial invoice, or in some other manner satisfactory to the Deputy Administrator, Veterinary Services, the name of the country of origin of such product or material: *Provided*, That the country of origin shall be construed to

mean (a) in the case of an animal by-product, the country in which such product was taken from an animal or animals, and (b) in the case of other materials, the country in which such materials were produced.

**§95.3 Byproducts from diseased animals prohibited.**

The importation of any animal by-product taken or removed from an animal affected with anthrax, foot-and-mouth disease, or rinderpest is prohibited.

**§95.4 Bone meal, blood meal, meat meal, offal, fat, glands, and serum from ruminants that have been in countries in which bovine spongiform encephalopathy exists.**

(a) Except as provided in paragraphs (c) and (d) of this section, the importation of bone meal, blood meal, meat meal or tankage, offal, fat, and glands from ruminants that have been in any country listed in §94.18 of this chapter, is prohibited.

(b) Except as provided in paragraphs (c) and (d) of this section, the importation of serum from ruminants that have been in any country listed in §94.18 of this chapter is prohibited, except that serum from ruminants may be imported for scientific, educational, or research purposes if the Administrator determines that the importation can be made under conditions that will prevent the introduction of bovine spongiform encephalopathy into the United States. Serum from ruminants imported in accordance with this paragraph must be accompanied by a permit issued by the Animal and Plant Health Inspection Service in accordance with §104.4 of this chapter, and must be moved and handled as specified on the permit.

(c) *Articles for cosmetics.* The importation of collagen, collagen products, amniotic liquids or extracts, placental liquids or extracts, serum albumin, and serocolostrum, derived from ruminants that have been in any country listed in §94.18 of this chapter is prohibited unless the following conditions have been met:

- (1) The article must be imported for use as an ingredient in cosmetics.
- (2) The person importing the article must obtain a United States Veteri-

nary Permit for Importation and Transportation of Controlled Materials and Organisms and Vectors by filing a permit application on VS form 16-3.<sup>1</sup>

(3) The permit application must state the intended use of the article and the name and address of the consignee in the United States.

(d) *Transit shipment of articles.* Articles that are prohibited importation into the United States in accordance with this section may transit the United States for immediate export if the following conditions are met:

(1) The person moving the articles must obtain a United States Veterinary Permit for Importation and Transportation of Controlled Materials and Organisms and Vectors by filing a permit application on VS form 16-3.<sup>2</sup>

(2) The articles must be sealed in leakproof containers bearing serial numbers during transit. Each container must remain sealed during the entire time that it is in the United States.

(3) The person moving the articles shall notify, in writing, the Plant Protection and Quarantine Officer at both the place in the United States where the articles will arrive and the port of export prior to such transit. The notification must include the:

- (i) United States Veterinary Permit for Importation and Transportation of Controlled Materials and Organisms and Vectors permit number;
- (ii) Times and dates of arrival in the United States;
- (iii) Times and dates of exportation from the United States;
- (iv) Mode of transportation; and
- (v) Serial numbers of the sealed containers.

(4) The articles must transit the United States in Customs bond.

(Approved by the Office of Management and Budget under control number 0579-0015)

[56 FR 63869, Dec. 6, 1991]

<sup>1</sup>VS form 16-3 may be obtained from the Animal and Plant Health Inspection Service, Veterinary Services, National Center for Import-Export, 4700 River Road Unit 38, Riverdale, Maryland 20737-1231.

<sup>2</sup>VS form 16-3 may be obtained from the Animal and Plant Health Inspection Service, Veterinary Services, National Center for Import-Export, 4700 River Road Unit 38, Riverdale, Maryland 20737-1231.